

Department of Ecology - Environmental Report Tracking System

ERTS # 630289

Initial Report

External Reference # NRC# 995038

Caller Information

First Name ED
Last Name BUTTONS
Business Name PORT OF SEATTLE
Street Address 7001 SEAVIEW AVE NW
Other Address
City SEATTLE State WA Zip
E-mail Confidential_FL ☐
Phone (206) 787-3006 Ext Type Business

Where did it happen

Berth Anchorage
Location Name SHILSHOLE BAY MARINA
Street Address 7001 SEAVIEW AVE NW
Other Address
City/Place SEATTLE State WA Zip
County - Region KING NWRO FS ID
WIRA #
Waterway PUGET SOUND Type MARINE
Latitude Longitude
Topo Quad 1:24:000 SEATTLE SOUTH
Direction/Landmark (mile post, cross roads, township/range)

What happened

Spills Program Oil Spill? Y

Incident Date 11/9/2011 Received Date 11/9/2011 10:00

Medium Marine

Material Unknown

Sheen Only Quantity To Water
☐

Source Fishing Vessel
Type Vessel

Cause

Incident Type Oil Spill

Activity Bilge Pumping

Impact WATER POLLUTION

Vessel Name NJORD

Hull Number

Primary Potentially Responsible Party Information

First Name PETER
Last Name KNUTSON

Business Name

Street Address 309 S CLOVERDALE ST

Other Address SUITE C37

City SEATTLE State WA Zip 98108

Phone (206) 937-1048 Ext Type Business

E-mail

Additional Contact Information

Name Phone Ext Type

More Information

-----Original Message-----

From: Duty Officer (EMD)
Sent: Wednesday, November 09, 2011 10:00 AM
To: lis.rudolph@seattle.gov; Sacayanan, Tamara L. (ECY)
Subject: FW: NRC#995038

Please reply with confirmation of receipt. Thank you!

State Emergency Operations Officer/JC
Washington State Emergency Operations Center Camp Murray, WA 98430
24-hr: 800-258-5990 Fax: 253-512-7203
www.emd.wa.gov

-----Original Message-----

From: HQS-PF-flidr-NRC@uscg.mil [mailto:HQS-PF-flidr-NRC@uscg.mil]
Sent: Wednesday, November 09, 2011 10:00 AM
To: Duty Officer (EMD)
Subject: NRC#995038

NATIONAL RESPONSE CENTER 1-800-424-8802

Thursday, February 02, 2012

*** The Initial report contains only information provided to Ecology from the complainant.

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GOVERNMENT USE ONLYGOVERNMENT USE ONLY***

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 995038

INCIDENT DESCRIPTION

*Report taken by: CIV KEVIN WILLIAMS at 12:49 on 09-NOV-11
Incident Type: VESSEL
Incident Cause: UNKNOWN
Affected Area: PUGET SOUND
Incident occurred on 09-NOV-11 at 09:15 local incident time.
Affected Medium: WATER PUGET SOUND

REPORTING PARTY

Name: ED BUTTONS
Organization: PORT OF SEATTLE
Address: 7001 SEAVIEW AVE. NW
SHILSHOLE MARINA
SEATTLE, WA 98117

PRIMARY Phone: (206)7873006
Type of Organization: LOCAL GOVERNMENT

SUSPECTED RESPONSIBLE PARTY

Name: PETER KNUTSON
Address: 309 SOUTH CLOVERDALE STREET >
SUITE C37
SEATTLE, WA 98108
PRIMARY Phone: (206)9371048 CELLULAR Phone: (206)6961896

INCIDENT LOCATION

7001 SEAVIEW AVE. NW County: KING
City: SEATTLE State: WA Zip: 98117
SHILSHOLE MARINA

RELEASED MATERIAL(S)

CHRIS Code: OUN Official Material Name: UNKNOWN OIL
Also Known As:
Qty Released: 1 CUP(S) Qty in Water: 1 CUP(S)

DESCRIPTION OF INCIDENT

CALLER STATED THERE WAS A SPILL OF MATERIALS FROM A FISHING VESSEL.
DUE TO UNKNOWN CAUSES THERE WAS A SPILL OF MATERIALS FROM THE
UNOCCUPIED VESSEL FROM THE BILGE PUMP.

SENSITIVE INFORMATION

INCIDENT DETAILS

Platform Rig Name:
Platform Letter:
Location Area ID:
Location Block ID:
OCSG Number:
OCSF Number:
State Lease Number:
Pier Dock Number: B31
Berth Slip Number:
---SHEEN INFORMATION---
Sheen Color: RAINBOW
Sheen Odor Description:
Sheen Travel Direction:
Sheen Size Length: 100 FEET
Sheen Size Width: 50 FEET
---WATER INFORMATION---
Body of Water: PUGET SOUND
Tributary of:
Nearest River Mile Marker:

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Water Supply Contaminated: UNKNOWN
 ---VESSEL INFORMATION---
 Name: NJORD Number: AK5478P Aground: NO
 Flag:
 Length: Breadth: Draught:
 Type: FISHING
 Hull Construction:
 Fuel Capacity:
 Fuel on Board:
 Cargo Capacity:
 Cargo on Board:

IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO Hospitalized: Empl/Crew: Passenger:
 FATALITIES: NO Empl/Crew: Passenger: Occupant:
 EVACUATIONS:NO Who Evacuated: Radius/Area:

Damages: NO

| Closure Type | Description of Closure | Hours | Direction of Closure |
|--------------|------------------------|-------|----------------------|
| N | | | |

Air: N Major Artery:N
 Road: N
 Waterway: N
 Track:

Environmental Impact: UNKNOWN
 Media Interest: NONE Community Impact due to Material:

REMEDIAL ACTIONS

BOOMS APPLIED, ABSORBENTS APPLIED
 Release Secured: NO
 Release Rate:
 Estimated Release Duration:

WEATHER

Weather: OVERCAST, 50°F Wind speed: 3 KNTS

ADDITIONAL AGENCIES NOTIFIED

Federal: NONE
 State/Local: NONE
 State/Local On Scene: NONE
 State Agency Number: NONE

NOTIFICATIONS BY NRC

DHS NOC (NOC)
 09-NOV-11 12:59 (202)2828114
 USCG ICC (ICC ONI)
 09-NOV-11 12:59 (301)6693363
 CG INVESTIGATIVE SERVICE HQ (WFO)
 09-NOV-11 12:59 (202)4936607
 DHS CUSTOMS AND BORDER PATROL (INTEL BRANCH/BLAINE SECTOR)
 09-NOV-11 12:59 (360)4107222
 DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)
 09-NOV-11 12:59 (202)3661863
 U.S. EPA X SEATTLE (MAIN OFFICE)
 (206)5531263
 FEMA REGION 10 (MAIN OFFICE)
 09-NOV-11 12:59 (425)4874704
 NATIONAL INFRASTRUCTURE COORD CTR (MAIN OFFICE)
 09-NOV-11 12:59 (202)2829201
 NOAA RPTS FOR WA (MAIN OFFICE)
 09-NOV-11 12:59 (206)5264911
 OREGON TITAN FUSION CENTER (COMMAND CENTER)
 09-NOV-11 12:59 (877)6204702
 PORT OF SEATTLE (COMMAND CENTER)

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09-NOV-11 12:59 (206)7873117
SECTOR PUGET SOUND (COMMAND CENTER)
(206)2176002
WA STATE EMERGENCY MANAGEMENT (MAIN OFFICE)
09-NOV-11 12:59 (800)2585990
WASHINGTON STATE FUSION CENTER (MAIN OFFICE)
09-NOV-11 12:59 (877)
WASHINGTON STATE NATIONAL GUARD (COMMAND CENTER)
09-NOV-11 12:59 (253)5128159

ADDITIONAL INFORMATION

NO ADDITIONAL INFORMATION.

*** END INCIDENT REPORT #995038 ***

Report any problems by calling 1-800-424-8802
PLEASE VISIT OUR WEB SITE AT <http://www.nrc.uscg.mil>

Entry Person SACAYANAN, TAMARA

Entry Date 11/9/2011

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Referral

| | | | |
|--|--|---|---|
| Referral Method | | Person Referred to CLINE, SHANNON | Referral # 150670 |
| <input type="radio"/> E-mail ERTS number | | Phone (425) 649-7250 | Primary <input type="checkbox"/> |
| <input checked="" type="radio"/> E-mail attachment | | E-mail SHDI461@ECY.WA.GOV | |
| <input type="radio"/> Print | | Program/Organization SPILLS, PREVENTION, PREPAREDNESS AND RESPONSE | |
| <input type="radio"/> Telephone | | Address 3190 160TH AVE SE | |
| | | City BELLEVUE WA 98008- | |
| | | Region/Location NWRO | |
| | | Referral Date 11/9/2011 | |

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Followup

| Inspector Information | | | | Where did it happen | | | | Followup #1 | |
|--|--|--|--|--|--|--|--|-------------|--|
| Referral # 150670 | | | | Berth Anchorage | | | | | |
| <input checked="" type="checkbox"/> Lead Inspector Schultz, Jacqui | | | | Location Name SHILSHOLE BAY MARINA | | | | | |
| Program/Organization SPILLS, PREVENTION, PREPAREDNESS AND RESPONSE | | | | Street Address 7001 SEAVIEW AVE NW | | | | | |
| * Region/Location NWRO | | | | Other Address | | | | | |
| # of Ecology Staff 2 Overtime <input type="checkbox"/> | | | | City/Place SEATTLE State WA Zip | | | | | |
| County KING Region NWRO FS ID | | | | Waterway PUGET SOUND Type MARINE | | | | | |
| WRIA # | | | | Latitude 47.685355 Longitude 122.404325 | | | | | |
| Topo Quad 1:24,000 SEATTLE SOUTH | | | | Direction/Landmark (mile post, cross roads, township/range) | | | | | |
| Action | | | | What happened | | | | | |
| FIELD RESPONSE - INVESTIGATION | | | | Start Date 11/9/2011 End Date 11/9/2011 | | | | | |
| Incident Date 11/9/2011 | | | | Spills Program Oil Spill? Y | | | | | |
| Medium Marine | | | | Material | | | | | |
| Oily Water Mixture <input type="checkbox"/> Sheen Only | | | | Quantity To Water To Imperm Recover NRDA Est | | | | | |
| 1 1 0 0 <input type="checkbox"/> | | | | Source Regulated? <input type="checkbox"/> | | | | | |
| Fishing Vessel | | | | Primary <input checked="" type="checkbox"/> | | | | | |
| Type Vessel | | | | Cause 0 | | | | | |
| Type Unknown | | | | Primary <input checked="" type="checkbox"/> | | | | | |
| Incident Type | | | | Incident Type | | | | | |
| Oil Spill | | | | Activity | | | | | |
| Bilge Pumping | | | | Impact | | | | | |
| WATER POLLUTION | | | | Vessel | | | | | |
| NJORD | | | | Hull ID # | | | | | |
| Potentially Responsible Party Information | | | | Check if the primary PRP provided notice to Ecology <input type="checkbox"/> | | | | | |
| Primary <input checked="" type="checkbox"/> First Last | | | | Name PETER KNUTSON | | | | | |
| Business Name | | | | Street Address 309 S CLOVERDALE ST | | | | | |
| Other Address SUITE C37 | | | | City SEATTLE State WA Zip 98108- | | | | | |
| Phone (206) 937-1048 Ext | | | | E-mail | | | | | |
| Narrative | | | | | | | | | |
| Wednesday November 9th 2011 | | | | | | | | | |
| 10:30am Received incident assignment from ECY Shannon Cline. | | | | | | | | | |
| 10:36am Paged Department of Ecology Prevention | | | | | | | | | |
| 10:37am Paged department of Ecology Facilities | | | | | | | | | |
| Prevention called back – gave brief description of incident. NO Go for Prevention. Facilities called back – gave brief description of incident. NO Go for Preparation. | | | | | | | | | |
| 10:55am Arrived at Shilshole Bay marina. Got key to B-Dock. Met with Port of Seattle personnel Karen Walsh at B-Dock. Walked with Karen to slip B-31. Karen explained Port of Seattle employees had traced sheen back to the Fishing Vessel (FV) Njord, where they had observed the Njord's bilge pump actively discharge oily bilge water into the marina waters. The marina opens into Puget Sound. Sheen was observed from the Puget Sound end entrance of B-Dock to the shore – approximately 150 feet - along the shore, between B, C and D Docks – approximately 300 feet. | | | | | | | | | |
| The Njord is a gill net fishing vessel. | | | | | | | | | |
| WN# for the FV Njord: 35636. | | | | | | | | | |
| AK# for the FV Njord: 5478P. | | | | | | | | | |
| Port of Seattle employees had surrounded the Njord with absorbent sweep to contain any further oil releases from the Njord. No assistance was given at this time from the owners of the Njord to contain or clean up the spilt oil. | | | | | | | | | |
| 11:02am Owner of the FV Njord arrived on scene. Department of Ecology personnel Jacqui Schultz and Kimberley Medicus spoke with Captain Knutson and explained that his vessel was suspected to be actively discharging oily bilge water into waters of the state. Captain Knutson commented "Look, it's the Bay of Mexico". | | | | | | | | | |

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Captain Knutson said that he had taken the Njord out fishing yesterday and that he planned on doing so again that afternoon / evening. Captain Knutson had first heard of the issue when his son had called him, saying that the son had been contacted by Shilshole Bay marina. Captain Knutson began taking photos of the oil on the water immediately next to the Njord, saying he wanted a record of the area for future enquiries.

11:05am United States Coast Guard arrived on scene. Captain Knutson gave his contact details and personal information to the USCG. Captain Knutson, USCG and Department of Ecology discussed the issues with the Njord being suspected of being an ongoing source of pollution to waters of the state.

11:10am Captain Knutson switched off the Njord's automatic bilge pump. Captain Knutson stated that he could not stay on scene. He is a lecturer at Seattle Central Community College and he had a lecture to give. He needed to leave by 10:45am. Captain Knutson gave the USCG and Department of Ecology personnel permission to board the Njord and inspect its bilge area.

11:15am USCG visually inspected the bilge from its entrance. After a short inspection the USCG personnel stated to Captain Knutson that the bilge looked dry to them. Department of Ecology personnel Jacqui Schultz asked to go into the bilge, and physically entered the space. She observed oil covering the motor, bilge area, floor of the bilge and floating on the surface of two pools of bilge water. She took a number of photos at this point.

In order to confirm there was, or was not, oil in the two areas of bilge water she could see, she physically put her hand in the water. It came up covered in a light-yellow oil. Jacqui Schultz took that oil outside and showed it to Captain Knutson and the USCG personnel on scene.

Department of Ecology personnel Jacqui Schultz explained that as an ongoing source of pollution, the Njord would not likely be allowed out into waters of the state until the bilge water had been cleaned of oil and the source of the oil located. Jacqui Schultz said she would confirm this with her supervisor.

11:30am Department of Ecology personnel Jacqui Schultz called Department of Ecology Dick Walker and explained what had been found. Dick Walker agreed that as a likely source of pollution for waters of the state, samples needed to be taken and the source / or sources of the oil in the bilge needed to be located, secured and the oil cleaned out of the bilge water so as not to be discharged to waters of the state once the bilge pump was turned on again.

11:45am USCG and Department of Ecology personnel disembarked from the Njord and Captain Knutson locked the pilot cabin and stopped access to the bilge area. He stated that he would return at around 15:30 (3:30pm). He left no contact details for someone who could take his place as a contact while he was away.

11:50am USCG personnel said they would leave the scene and discuss a possible Captain of the Port Order with their commander. They said they would be in touch by telephone.

Department of Ecology personnel Jacqui Schultz and Kim Medicus discussed sampling plan. One sheen net sample immediately next to the Njord would be taken, and one between the end of B-dock and the shore. That way if the sheen samples matched a confirmation of the Njord being the source of the sheen around B, C and D docks could be obtained. Source samples would be taken from the bilge of the Njord when Captain Knutson returned.

12:07pm Department of Ecology personnel Jacqui Schultz called Department of Ecology Dick Walker and explained the sampling strategy and the types of samples to be taken. Dick Walker agreed with the strategy.

12:30pm The sheen net samples were taken in the areas agreed on.

12:41pm Department of Ecology personnel Jacqui Schultz called Department of Ecology Dick Walker to state the samples had been taken, Jacqui Schultz and Kim Medicus would be taking them to the sample drop off location (Southcenter) for collection by Manchester laboratory, and that Jacqui and Kim would be returning at 3:30pm to get access to the bilge for source samples.

13:24 (1:24pm) Department of Ecology personnel Jacqui Schultz called Department of Ecology Norm Davis (Vessel Prevention) to give him an update of what was happening. Norm Davis concurred with the agreed sampling plan and the interaction with the USCG.

13:32 (1:32pm) Department of Ecology personnel Jacqui Schultz called Department of Ecology Dick Walker to let him know Norm Davis was in agreement with the current action plan.

15:20 (3:20pm) Department of Ecology personnel Jacqui Schultz and Kim Medicus returned to Shilshole Bay marina and entered B-dock to await the return of Captain Knutson. Upon arriving at slip B-31 they found the pilot cabin to the Njord was open. They called out to who was on board and a different gentleman than Captain Knutson came up on deck and said he was helping out John Knutson by starting to clean up the oil in the bilge. He stated that he started putting out absorbent pads. He showed Jacqui Schultz a black garbage bag with used absorbent pads in it, and when asked, said he had put down between 20 and 30 pads. The pads were covered in oil, some more so than others. Department of Ecology personnel Jacqui Schultz requested permission to board the Njord and take samples of the bilge water and oil. The gentleman, who did not give his name, agreed to her boarding.

Jacqui Schultz took a number of photos and then took two source samples, one from beneath the motor, and one on the port side immediately inside the entrance to the bilge. The gentleman that had given permission to enter the bilge disembarked and did not return. He was heard calling Captain Knutson and updating him on the arrival of Department of Ecology personnel who were now taking samples.

15:45 (3:45pm) USCG arrived on scene, followed almost immediately by Captain Knutson and his son (name not given). USCG MST3 Brandon Towle entered the bilge and located the source of the oil, a leaking hydraulic line for the Njord's refrigeration system, immediately above the port side bilge water where Department of Ecology personnel Jacqui Schultz took her second sample.

The other gentleman who had been on the Njord when Jacqui Schultz arrived but had then left turned out to be Captain Knutson's other son.

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16:00 (4:00pm) Department of Ecology personnel Jacqui Schultz called Department of Ecology personnel Dick Walker and explained the recent events and discovery.

16:01 (4:01pm) USCG verbally explained and issued Captain of the Port Order and administrative order. Captain Knutson was unable to leave Port or move the vessel, or its moorage lines prior to an inspection by the USCG.

16:05 (4:05pm) USCG MST3 Brandon Towle explained the USCG's next steps, stating that usually for a incident of this size the USCG would issue a warning letter.

USCG MST3 Brandon Towle stated to Captain Knutson that, in his opinion, the amount of oil was likely to only be a quart or so of oil.

16:10 (4:10pm) Department of Ecology personnel Jacqui Schultz came on board the Njord and handed hard copies of the Department of Ecology's Fact Sheets to Captain Knutson:

- Focus on State Costs for Spills.
- Focus on Enforcement.

She explained to Captain Knutson that there were three possible payments that may come out of further investigation into the incident:

- (i) A natural resource damage assessment.
- (ii) A penalty for violation of state law or rule.
- (iii) ☐ The state's expenses to respond, assess and investigate the incident.

Jacqui Schultz pointed to these three things on the hard copy of the Fact Sheet "Focus on State Costs for Spills" which she had placed on the table in the pilot's cabin, and which Captain Knutson did look at as she was speaking. Department of Ecology personnel Jacqui Schultz also gave Captain Knutson her business card and stated that Captain Knutson could call her at anytime if he had any questions or concerns.

16:20 (4:20pm) Port of Seattle personnel Karen Walsh completed a Department of Ecology Witness statement discussing what she had seen that morning with regards the Njord actively discharging oily bilge water into the waters of Shilshole Bay marina.

Monday November 14th 2011

Results from the two sheen net samples indicated that the two samples matched each other, and that both were hydraulic oil.

Tuesday November 15th 2011

Results of the laboratory analysis on the sheen net samples shared with Department of Ecology Vessel Prevention and the USCG.

Wednesday November 16th 2011

Department of Ecology personnel Jacqui Schultz requested the Manchester lab to run a biomarker GC/MS analysis between the source samples from the Njord's bilge and the sheen net samples.

Public Information Statement received from USCG MST3 Brandon Towle.

USCG MST3 Brandon Towle stated in an email: From recent interaction, it does look like this gentlemen is going to challenge any enforcement...

Thursday November 17th 2011

Public Information Request received from Captain Knutson by the Department of Ecology.

Friday November 18th 2011

Port of Seattle personnel Mike Desota called asking for any information on the incident as he had heard from Captain Knutson, who was requesting copies of any records and documents relating to the incident on the 9th of November 2011.

Thursday November 24th

My response to the FOIR burnt to CD and handed in to Central Records.

Friday January 6th 2012

Retrieved voicemail left by Mr. Scigliano of Crosscut.com requesting an interview. Spoke with my direct Supervisor Howard Zorzi expressing my concerns and stating that Curt Hart had instructed me that the next time a journalist called with questions we were to defer to Curt Hart. Howard declined to be involved in the interview and requested I contact Curt Hart. I contacted Curt Hart. Curt Hart declined to be involved in the interview and requested I contact Larry Altose. Spoke with Larry who was telecommuting - Larry made my call into a teleconference with the reporter, Mr. Scigliano. Interview lasted 1.5 hours. Reported to Howard afterwards and gave him an update on what was covered and how long it took.

Tuesday January 10th 2012

Late afternoon Mr. Scigliano of Crosscut.com requested another phone interview to go over his transcript. Howard Zorzi was out of the office in a regional meeting. I declined to speak until Larry Altose could be included. Larry and I spoke with Mr. Scigliano briefly. Email update sent to Howard after interview completed.

Friday January 13th 2012

Final information release to Mr. Scigliano made by Larry Altose and Curt Hart.

Wednesday February 1st 2012

Final estimate of oil released by FV Njord is between 1 quart and 1 gallon of oil.

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Jacqui and Howard agree - Spill volume will be one quart spilled to water.

Thursday February 2nd 2012

Warning Letter issued by Depat of Ecology sent to Mr. Knutson.

Entry Person: CLINE, SHANNON

Entry Date 11/9/2011

Inspector Information

Referral # 150670

☐ Lead Inspector CLINE, SHANNON

Program/Organization SPILLS, PREVENTION, PREPAREDNESS AND RESPONSE

* Region/Location NWRO

of Ecology Staff 1 Overtime ☐

Action

TELEPHONE - TECHNICAL ASSISTANCE Start Date 11/9/2011 End Date 11/9/2011

Where did it happen

Followup #2

Berth

Anchorage

Location Name SHILSHOLE BAY MARINA

Street Address 7001 SEAVIEW AVE NW

Other Address

City/Place SEATTLE State WA Zip

County KING Region NWRO FS ID

Waterway PUGET SOUND Type MARINE

WRIA #

What happened

Spills Program Oil Spill? Y

Incident Date 11/9/2011

Medium

Marine

Material

Oily Water Mixture

☐ Sheen Only

| Quantity | To Water | To Imperm | Recover | NRDA | Est |
|----------|----------|-----------|---------|------|--------------------------|
| 1 | 1 | 0 | 0 | | <input type="checkbox"/> |

Source Regulated? ☐

Fishing Vessel

Type Vessel

Primary ☒

Cause

Type Unknown

Primary ☐

Incident Type

Oil Spill

Activity

Bilge Pumping

Impact

WATER POLLUTION

Vessel

NJORD

Hull ID #

Potentially Responsible Party Information

Check if the primary PRP provided notice to Ecology ☐

Primary ☒ First Last

Name PETER KNUTSON

Business Name

Street Address 309 S CLOVERDALE ST

Other Address SUITE C37

City SEATTLE State WA Zip 98108-

Phone (206) 937-1048 Ext Type Business

E-mail

Narrative

1023 Called Ed Buttons - Owner is aware of the issue and is on his way. One of the tenants reported sheen coming out of his bilge. They are working on cleaning up now but likely not recoverable. Approximately 100 x 50 foot sheen. Gate B, Slip 31. Jacqui Schultz and Kim Medicus are responding.

Entry Person: CLINE, SHANNON

Entry Date 11/9/2011